



1 D. Lee Roberts, Jr., Esq.  
Nevada Bar No. 8877  
2 [lroberts@wwhgd.com](mailto:lroberts@wwhgd.com)  
Phillip N. Smith, Jr., Esq.  
3 Nevada Bar No. 10233  
[psmithjr@wwhgd.com](mailto:psmithjr@wwhgd.com)  
4 Sebastian Cribari, Esq.  
Nevada Bar No. 15888  
5 [scribari@wwhgd.com](mailto:scribari@wwhgd.com)  
WEINBERG, WHEELER, HUDGINS,  
6 GUNN & DIAL, LLC  
6385 South Rainbow Blvd., Suite 400  
7 Las Vegas, Nevada 89118  
Telephone: (702) 938-3838  
8 Facsimile: (702) 938-3864  
  
9 *Attorneys for Defendant*  
*Universal Protection Service, LLC d/b/a*  
10 *Allied Universal Services*

11 **UNITED STATES DISTRICT COURT**  
12 **DISTRICT OF NEVADA**

13 ELAINE FUDA, an Individual,  
14  
15 Plaintiff,  
16  
17 vs.

18 VESTAR PROPERTIES, INC., a Foreign  
corporation; JOHN DOE, an Individual; JANE  
DOE, an Individual; UNIVERSAL  
19 PROTECTION SERVICE, LLC d/b/a ALLIED  
UNIVERSAL SERVICES, a Foreign Limited-  
Liability Company; DOES 1 Through 25,  
20 inclusive; and ROE CORPORATIONS 1  
Through 25, inclusive,  
21  
22 Defendants.

Case No.: 2:24-cv-00468-RFB-BNW

(Removed from the District Court of Clark  
County, Nevada, Case No. A-23-865141-C,  
Dept. 5)

**STIPULATION AND ORDER TO  
CONTINUE DISCOVERY DEADLINES  
(SECOND REQUEST)**

23 Defendant UNIVERSAL PROTECTION SERVICE, LLC d/b/a ALLIED UNIVERSAL  
24 SERVICES (“Allied”), Defendant VESTAR PROPERTIES, INC. (“Vestar”) and Plaintiff  
25 ELAINE FUDA (“Plaintiff”) (collectively, the “Parties”), by and through their respective attorneys  
26 of record, hereby submit this Stipulation and Order to Continue Discovery Deadlines (Second  
27 Request) by ninety (90) days.

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## **STIPULATION**

### **I. Discovery Completed To Date:**

- A. Initial Disclosures of Witnesses and Documents by all Parties;
- B. Written Discovery from Vestar to Plaintiff;
- C. Initial Written Discovery from Plaintiff to Vestar;
- D. Written Discovery from Allied to Plaintiff;
- E. Written Discovery from Allied to Vestar;
- F. Initial Written Discovery from Plaintiff to Allied;
- G. Subsequent Written Discovery from Plaintiff to Vestar;
- H. Subsequent Written Discovery from Plaintiff to Allied;
- I. Supplemental discovery responses from Vestar;
- J. Subpoenas from Allied to third parties (Gallagher Bassett, North Las Vegas Police Department, Social Security Administration, Lien RX, St. Dominican Hospital, Southern Nevada Chiropractic, Patel Psychiatry, Lauren Schloss, LLC, Las Vegas Radiology, W. Azzoli, Dimuro Pain Management, United Automobile Association); and
- K. Subpoenas from Defendants Vestar and Allied to third parties (Bed Bath & Beyond, Dillard's, Beyond, Inc.).

### **II. Discovery Left To Be Completed:**

- A. Deposition of Plaintiff;
- B. Independent Medical Examination(s) of Plaintiff;
- C. Deposition of Defendants' 30(b)(6) Representatives;
- D. Depositions of Fact Witnesses;
- E. Disclosure of Experts; and
- F. Deposition of Experts.

### **III. Reasons For Extension**

Since the first extension, the Parties have engaged in additional written discovery, have received the subpoenaed records anticipated in the first Stipulation and Order, have received additional medical records from Plaintiff (whose treatment appears to be ongoing), and have

conducted negotiations regarding Defendants' 30(b)(6) deposition topics as well as Plaintiff's independent medical examinations. The Parties are actively continuing these negotiations, meeting and conferring regarding outstanding disputes, and intend to set the depositions shortly. Concurrently, the Parties are in the process of scheduling independent medical examinations of the Plaintiff, after which her deposition will need to be set and conducted. Following the depositions and examinations, the Parties will need to afford their experts adequate time to review and consider the information gleaned therein. In an effort avoid excessive motion practice, the parties are seeking an extension to continue their productive negotiations and schedule the remaining discovery ahead of expert reporting deadlines. The Parties believe an extension of ninety (90) days will achieve this purpose.

#### IV. Proposed Deadlines

Event	Current Deadline	Proposed Deadline
Last Date to Add Parties or Amend Pleadings	July 9, 2024	CLOSED
Last Date to Disclose Expert Witnesses	November 6, 2024	February 4, 2024
Last Date to Disclose Rebuttal Witnesses	December 8, 2024	March 10, 2024
Close of Discovery	January 6, 2025	April 7, 2025
Last Date to File Dispositive Motions	February 4, 2025	May 5, 2025
Pre-Trial Order (If No Dispositive Motion Filed)	March 6, 2025	June 4, 2025
Pre-Trial Order (If Dispositive Motion Filed)	30 days after order on dispositive motions	30 days after order on dispositive motions





DATED this 4th day of October, 2024.

WEINBERG, WHEELER, HUDGINS,  
GUNN & DIAL, LLC

/s/ Sebastian Cribari

D. Lee Roberts, Jr., Esq.  
Phillip N. Smith, Jr., Esq.  
Sebastian Cribari, Esq.  
6385 South Rainbow Blvd., Suite 400  
Las Vegas, Nevada 89118

*Attorneys for Defendant Universal  
Protection Service, LLC  
d/b/a Allied Universal Services*

DATED this 4th day of October, 2024.

WILSON, ELSER, MOSKOWITZ,  
EDELMAN & DICKER LLP

/s/ Jonathan C. Pattillo

LARRY H. LUM, ESQ.  
Nevada Bar No. 14914  
KAREN L. BASHOR, ESQ.  
Nevada Bar No. 11913  
JONATHAN C. PATTILLO, ESQ.  
Nevada Bar No. 13929  
6689 Las Vegas Boulevard, South,  
Suite 200  
Las Vegas, NV 89119

*Attorneys for Defendant Vestar  
Properties, Inc.*

DATED this 4th day of October, 2024.

KANG & ASSOCIATES, PLLC

/s/ Paul H. Wolfram

PATRICK W. KANG, ESQ.  
Nevada Bar No. 10381  
KYLE R. TATUM, ESQ.  
Nevada Bar No. 13264  
PAUL H. WOLFRAM, ESQ.  
Nevada Bar No. 16025  
6420 West Spring Mountain Road, Suite 16  
Las Vegas, Nevada 89146

*Attorneys for Plaintiff*

IT IS SO ORDERED

  
UNITED STATES MAGISTRATE JUDGE

DATED: October 7, 2024